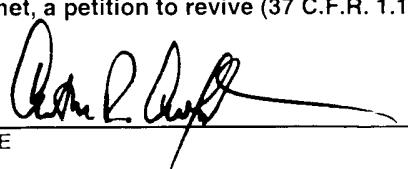


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|--|---|---|
| FORM PTO-1390<br>(REV 11 2000)   | U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | ATTORNEY'S DOCKET NUMBER<br><b>427-53</b>   |
| <b>TRANSMITTAL LETTER TO THE UNITED STATES<br/>DESIGNATED/ELECTED OFFICE (DO/EO/US)<br/>CONCERNING A FILING UNDER 35 U.S.C. 371</b>  |   | U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.5)<br><b>10/018793</b><br>unknown |
| INTERNATIONAL APPLICATION NO.<br><b>PCT/JP00/06644</b>   | INTERNATIONAL FILING DATE<br><b>27/09/2000</b>          | PRIORITY DATE CLAIMED<br><b>21/04/2000</b>  |
| <b>TITLE OF INVENTION</b><br><b>FOOD MATERIAL AND METHOD OF PRODUCTION THEREOF, AND CHEESE-LIKE FOOD AND METHOD OF PRODUCTION THEREOF</b>  |   |   |
| <b>APPLICANT(S) FOR DO/EO/US</b><br><b>SOTOYAMA, K. et al.</b>   |   |   |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:  |   |   |
| <p>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input type="checkbox"/> The U.S. has been elected by the expiration of 19 months from the priority date (Article 31).</p> <p>5. A copy of the International Application as filed (35 U.S.C. 371(c)(2)).</p> <p>a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</p> <p>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</p> <p>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).</p> <p>a. <input type="checkbox"/> is attached hereto.</p> <p>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</p> <p>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</p> <p>b. <input type="checkbox"/> have been communicated by the International Bureau.</p> <p>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has <b>NOT</b> expired.</p> <p>d. <input type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> A English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p> |   |   |
| <b>Items 11 To 20 below concern document(s) or information included:</b>   |   |   |
| <p>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.</p> <p>13. <input type="checkbox"/> A FIRST preliminary amendment.</p> <p>14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A change of power of attorney and/or address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input checked="" type="checkbox"/> Other items or information. PTO Form 1449, Intl Seach Report and 5 Cited References</p>  |   |   |

| U.S. APPLICATION NO./Unknown, see 37 C.F.R. 1<br>Unknown 0793   | INTERNATIONAL APPLICATION NO<br>PCT/JP00/06644 | ATTORNEY'S DOCKET NUMBER<br>427-53   |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
|---|--|--|--------------|--------------|------|--|--------------|---|-------|---|-----------|--------------------|---|------|---|-----------|--|--|--|----------|---------|---|--|--------------------------------------|--|-----------|--|
| 21. <input checked="" type="checkbox"/> The following fees are submitted:   |  | <b>CALCULATIONS</b> PTO USE ONLY   |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
| <b>BASIC NATIONAL FEE (37 C.F.R. 1.492(a)(1)-(5):</b>   |  |  |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
| -- Neither international preliminary examination fee (37 C.F.R. 1.482) nor international search fee (37 C.F.R. 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO ..... \$1040.00<br>-- International preliminary examination fee (37 C.F.R. 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO..... \$890.00<br>-- International preliminary examination fee (37 C.F.R. 1.482) not paid to USPTO but international search fee (37 C.F.R. 1.445(a)(2)) paid to USPTO ..... \$740.00<br>-- International preliminary examination fee (37 C.F.R. 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4)..... \$710.00<br>-- International preliminary examination fee (37 C.F.R. 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4)..... \$100.00 |  |  |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
| <b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>   |  | \$ 890.00  |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
| Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(e)).  |  | \$ 0.00  |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
| <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>CLAIMS</th> <th>NUMBER FILED</th> <th>NUMBER EXTRA</th> <th colspan="2">RATE</th> </tr> </thead> <tbody> <tr> <td>Total Claims</td> <td>6</td> <td>-20 =</td> <td>0</td> <td>X \$18.00</td> </tr> <tr> <td>Independent Claims</td> <td>4</td> <td>-3 =</td> <td>1</td> <td>X \$84.00</td> </tr> <tr> <td colspan="3">MULTIPLE DEPENDENT CLAIMS(S) (if applicable)</td> <td>\$280.00</td> <td>\$ 0.00</td> </tr> <tr> <td colspan="2"><b>CLAIM FEES ARE NOT BEING PAID AT THIS TIME</b></td> <td colspan="2"><b>TOTAL OF ABOVE CALCULATIONS =</b></td> <td style="text-align: center;">\$ 974.00</td> </tr> </tbody> </table>  |  | CLAIMS   | NUMBER FILED | NUMBER EXTRA | RATE |  | Total Claims | 6 | -20 = | 0 | X \$18.00 | Independent Claims | 4 | -3 = | 1 | X \$84.00 | MULTIPLE DEPENDENT CLAIMS(S) (if applicable) |  |  | \$280.00 | \$ 0.00 | <b>CLAIM FEES ARE NOT BEING PAID AT THIS TIME</b> |  | <b>TOTAL OF ABOVE CALCULATIONS =</b> |  | \$ 974.00 |  |
| CLAIMS  | NUMBER FILED                                   | NUMBER EXTRA   | RATE         |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
| Total Claims  | 6  | -20 =  | 0            | X \$18.00    |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
| Independent Claims  | 4  | -3 =   | 1            | X \$84.00    |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
| MULTIPLE DEPENDENT CLAIMS(S) (if applicable)  |  |  | \$280.00     | \$ 0.00      |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
| <b>CLAIM FEES ARE NOT BEING PAID AT THIS TIME</b>   |  | <b>TOTAL OF ABOVE CALCULATIONS =</b>   |              | \$ 974.00    |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.  |  | 0.00   |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
|   |  | <b>SUBTOTAL =</b> \$ 974.00  |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
| Processing fee of \$130.00, for furnishing the English Translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(f)).  |  | + 0.00   |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
|   |  | <b>TOTAL NATIONAL FEE =</b> \$ 974.00  |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
| Fee for recording the enclosed assignment (37 C.F.R. 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 per property  |  | + \$ 40.00   |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
| Fee for Petition to Revive Unintentionally Abandoned Application (\$1280.00 – Small Entity = \$640.00)  |  | \$ 0.00  |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
|   |  | <b>TOTAL FEES ENCLOSED =</b> \$ 1014.00  |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
|   |  | Amount to be:<br>refunded      \$<br>Charged      \$<br>   |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
| a. <input checked="" type="checkbox"/> A check in the amount of \$1014.00 to cover the above fees is enclosed.<br>b. <input type="checkbox"/> Please charge my Deposit Account No. 14-1140 in the amount of \$_____ to cover the above fees.<br>A duplicate copy of this form is enclosed.<br>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-1140. A <u>duplicate</u> copy of this form is enclosed.<br>d. <input checked="" type="checkbox"/> The entire content of the foreign application(s), referred to in this application is/are hereby incorporated by reference in this application.  |  |  |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
| NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b)) must be filed and granted to restore the application to pending status.   |  |  |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
| SEND ALL CORRESPONDENCE TO:   |  | <br>SIGNATURE |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
| NIXON & VANDERHYE P.C.<br>1100 North Glebe Road, 8 <sup>th</sup> Floor<br>Arlington, Virginia 22201-4714<br>Telephone: (703) 816-4000   |  | <b>Arthur R. Crawford</b><br>NAME  |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |
| 25,327<br>REGISTRATION NUMBER   |  | December 21, 2001<br>Date  |              |              |      |  |              |   |       |   |           |                    |   |      |   |           |  |  |  |          |         |   |  |                                      |  |           |  |